

9/15/2015 3:01:57 PM

STEPHEN T. PACHECO

Rochelle Ortiz

FILED IN MY OFFICE

DISTRICT COURT CLERK

9/2/2015 4:00:03 PM

STEPHEN T. PACHECO

Avalita Kaltenbach

SUMMONS ON COMPLAINT	
District Court: First Judicial District Court Rio Arriba County Courthouse P.O. Drawer 40 Tierra Amarilla, NM 87575	Case Number: D-117-CV-2015-00301  Assigned Judge: Honorable Jennifer L. Attrep
Plaintiff: <b>John Trujillo</b> v. Defendant(s): <b>RIO ARRIBA COUNTY ex. rel</b> <b>RIO ARRIBA COUNTY SHERIFF'S</b> <b>DEPARTMENT, DEPUTY GILBERT</b> <b>ATENCIO, in his individual capacity,</b> <b>and LIEUTENANT MARVIN ARMIJO,</b> <b>in his individual capacity,</b>	Defendant <b>RIO ARRIBA COUNTY ex. rel</b> <b>Attention: County Clerk</b> Address: 1122 Industrial Park Espanola, NM 87532

**TO THE ABOVE NAMED DEFENDANT(S):** Take notice that

1. A lawsuit has been filed against you. A copy of the lawsuit is attached. The Court issued this Summons.
2. You must respond to this lawsuit in writing. You must file your written response with the Court no later than thirty (30) days from the date you are served with this Summons. (The date you are considered served with the Summons is determined by Rule 1-004 NMRA) The Courts address is listed above.
3. You must file (in person or by mail) your written response with the Court. When you file your response, you must give or mail a copy to the person who signed the lawsuit.
4. If you do not respond in writing, the Court may enter judgment against you as requested in the lawsuit.
5. You are entitled to a jury trial in most types of lawsuits. To ask for a jury trial, you must request one in writing and pay a jury fee.
6. If you need an interpreter, you must ask for one in writing.
7. You may wish to consult a lawyer. You may contact the State Bar of New Mexico for help finding a lawyer at [www.nmbar.org](http://www.nmbar.org); 1-800-876-6657; or 1-505-797-6066.

Dated at Santa Fe, New Mexico, this 2<sup>nd</sup> day of September, 2015.  
 CLERK OF DISTRICT COURT STEPHEN T. PACHECO

By

Deputy



/s/ Joseph P. Kennedy

Joseph P. Kennedy

Signature of Attorney for Plaintiff/Pro Se Party

Name: KENNEDY KENNEDY &amp; IVES, LLC

Address: 1000 Second Street NW

Albuquerque, NM 87102

Telephone No.: (505) 244-1400

Fax No.: (505) 244-1406

Email Address: [jpk@civilrightslawnewmexico.com](mailto:jpk@civilrightslawnewmexico.com)

THIS SUMMONS IS ISSUED PURSUANT TO RULE 1-004 OF THE NEW MEXICO  
 RULES OF CIVIL PROCEDURE FOR DISTRICT COURTS.

EXHIBIT B



Fees: \_\_\_\_\_

[Signature]  
Signature of person making service

Process Server  
Title (if any)

Subscribed and sworn to before me this 8 day of Sep. 2015

[Signature]  
Judge, notary or other officer  
authorized to administer oaths

\_\_\_\_\_  
Official title



USE NOTE

1. Unless otherwise ordered by the court, this return is not to be filed with the court prior to service of the summons and complaint on the defendant.

2. If service is made by the sheriff or a deputy sheriff of a New Mexico county, the signature of the sheriff or deputy sheriff need not be notarized.

[Adopted effective August 1, 1988; as amended by Supreme Court Order 05-8300-01, effective March 1, 2005; by Supreme Court Order 07-8300-16, effective August 1, 2007; by Supreme Court Order No. 12-8300-026, effective for all cases filed or pending on or after January 7, 2013.]